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10 Attorneys for Defendant
11 BYRON PREACELY

12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE EASTERN DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,
15 Plaintiff,
16 vs.
17 BYRON PREACELY,
18 Defendant.

Case No. 1:23-cr-00238-JLT-SAB

**STIPULATION TO CONTINUE
SENTENCING HEARING; ORDER**

Date: April 1, 2024
Time: 9:00 a.m.
Judge: Hon. Jennifer L. Thurston

19 IT IS HEREBY STIPULATED by and between the parties through their respective
20 counsel, Assistant United States Attorney Arin Heinz, counsel for plaintiff, and Assistant Federal
21 Defender Griffin Estes, counsel for Byron Preacely, that the Court may continue the sentencing
22 hearing currently scheduled for April 1, 2024, to April 22, 2024, at 9:00 a.m.

23 Mr. Preacely is currently successfully participating in the 90-day WestCare program.
24 Defense counsel has conferred with representatives from WestCare and they have confirmed that
25 Mr. Preacely's last day at WestCare is April 16, 2024. In order to give Mr. Preacely the
26 opportunity to complete his rehabilitation program, the parties are requesting a short
27 continuance. Neither the government nor the probation officer have any objection to the
requested continuance, and all parties are available on April 22, 2024.

28 **IT IS SO STIPULATED.**

1 Respectfully submitted,

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3 PHILLIP A. TALBERT
United States Attorney

4 Date: February 23, 2024

5 /s/ Arin Heinz
6 ARIN HEINZ
7 Assistant United States Attorney
8 Attorney for Plaintiff

9 HEATHER E. WILLIAMS
10 Federal Defender

11 Date: February 23, 2024

12 /s/ Griffin Estes
13 GRIFFIN ESTES
14 Assistant Federal Defender
15 Attorney for Defendant
16 BYRON PREACELY

17 **O R D E R**

18 The sentencing hearing currently scheduled for April 1, 2024, at 9:00 a.m. is hereby
19 continued to April 22, 2024, at 9:00 a.m.

20 IT IS SO ORDERED.

21 Dated: February 23, 2024

22 
23 UNITED STATES DISTRICT JUDGE